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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

|                           |   |                                     |
|---------------------------|---|-------------------------------------|
| UNITED STATES OF AMERICA, | ) | No. CR-09-00933-CW                  |
|                           | ) |                                     |
| v.                        | ) | <del>PROPOSED</del> ORDER EXCLUDING |
|                           | ) | TIME FROM APRIL 23, 2010 TO MAY     |
| JOSE CRUZ-RAMIREZ,        | ) | 24, 2010 FROM SPEEDY TRIAL ACT      |
|                           | ) | CALCULATION (18 U.S.C. §§           |
| Defendant.                | ) | 3161(h)(7)(A) and (B))              |

Defendant Jose Cruz-Ramirez was arraigned on the indictment before the Court on April 23, 2010. At that time counsel for the defendant indicated he would need time both to review discovery materials and to meet with his client. The Court set an appearance date of May 24, 2010, for status and trial setting before the Hon. Laurel Beeler. The Court then ordered that time should be excluded from the Speedy Trial Act calculation from April 23, 2010 through May 24, 2010, for effective preparation of defense counsel. With the agreement of the parties, the Court enters this order documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and (B), from April 23, 2010 through May 24, 2010.

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The parties agreed, and the Court found and held, as follows:

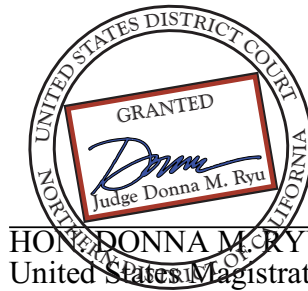
1. The parties agreed to the exclusion of time under the Speedy Trial Act so that defense counsel would have time to meet with his client and to review discovery, taking into account the exercise of due diligence.

2. Given these circumstances, the Court found that the ends of justice served by excluding the period from April 23, 2010 to May 24, 2010 from Speedy Trial Act calculations outweighs the interests of the public and the defendant in a speedy trial by allowing time for the defense effectively to prepare the case, in accordance with 18 U.S.C. §§ 3161(h)(7)(A) and (B).

3. Accordingly, with the consent of defendant's attorney, the Court ordered that the period from April 23, 2010 to May 24, 2010, be excluded from Speedy Trial Act calculations, pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B).

IT IS SO ORDERED.

DATED: 5/3/2010



HON. DONNA M. RYU  
United States Magistrate Judge